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RULES CLEARINGHOUSE

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CLEARINGHOUSE RULE 96-159

Comments

[NOTE: All citations to “Manual” in the comments below are to the Administrative Rules Procedures Manual, prepared by the Revisor of Statutes Bureau and the Legislative Council Staff, dated October 1994.]

2. Form, Style and Placement in Administrative Code

In s. NR 10.26 (1) (d), the subdivision titles should be enclosed in single quotation marks. [See s. 1.05 (2) (e), Manual.]

4. Adequacy of References to Related Statutes, Rules and Forms

Section NR 10.26 refers to an application form provided by the department. The agency should ensure that the requirements of s. 227.14 (3), Stats., are met.

5. Clarity, Grammar, Punctuation and Use of Plain Language

a. Section NR 10.26 (1) (b) 3. refers to a group application. If the number of applications for permits exceeds the number of available permits, how will priority be determined if a group includes persons who unsuccessfully applied for permits in the previous year and persons who successfully applied for permits in the previous year? [See s. 29.174 (2) (cm) 2., Stats., as created by 1995 Wisconsin Act 376.]

b. Section NR 10.26 (1) (c) uses the term “hunting unit.” A computer search of the Administrative Code reveals that this term is not used elsewhere in the Administrative Code. Is a hunting unit similar to a “management unit” or a “hunting zone” as defined in s. NR 12.001 (5)? The term should be clarified or defined.

c. Section NR 10.26 (2) (a) indicates that carcass tags should be validated, attached and sealed in a manner indicated by the department. Where is the indication to be found--on the tag, in a handbook or in another provision of the Administrative Code? This matter should be clarified in the rule.